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PTO/SB/17 (12-04)
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number Complete if Known Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). 10/625,885 Application Number TRANSMI July 23, 2003 Filing Date For FY 2005 Phelps et al. First Named Inventor **Examiner Name** Applicant claims small entity status. See 37 CFR 1.27 Art Unit TOTAL AMOUNT OF PAYMENT (\$) 180.00 UVD 0279 IA/40815.397/UD 267 Attorney Docket No. METHOD OF PAYMENT (check all that apply) ✓ Check Credit Card Money Order | None Other (please identify): Deposit Account Deposit Account Number: Deposit Account Name: For the above-identified deposit account, the Director is hereby authorized to: (check all that apply) Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee Charge any additional fee(s) or underpayments of fee(s) Credit any overpayments under 37 CFR 1.16 and 1.17 WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. **FEE CALCULATION** 1. BASIC FILING, SEARCH, AND EXAMINATION FEES **FILING FEES EXAMINATION FEES SEARCH FEES Small Entity Small Entity** Small Entity Application Type Fee (\$) Fees Paid (\$) Fee (\$) Fee (\$) Fee (\$) Fee (\$) Fee (\$) Utility 300 150 500 200 250 100 Design 200 100 100 130 50 65 Plant 200 100 300 160 150 80 300 Reissue 150 500 250 600 300 200 Provisional 100 0 2. EXCESS CLAIM FEES **Small Entity** Fee (\$) Fee Description Fee (\$) Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent 50 25 Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent 200 100 Multiple dependent claims 360 180 **Total Claims** Multiple Dependent Claims **Extra Claims** Fee Paid (\$) Fee (\$) - 20 or HP = Fee (\$) Fee Paid (\$) HP = highest number of total claims paid for, if greater than 20 Indep. Claims **Extra Claims** Fee Paid (\$) Fee (\$) - 3 or HP = HP = highest number of independent claims paid for, if greater than 3 3. APPLICATION SIZE FEE If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s). Number of each additional 50 or fraction thereof Fee Paid (\$) **Total Sheets** Extra Sheets /50 =(round up to a whole number) x 4. OTHER FEE(S) Fees Paid (\$) Non-English Specification, \$130 fee (no small entity discount) Other: Supplemental Information Disclosure Statement 180.00 SUBMITTED BY Registration No. 33,758 Telephone (937) 449-6400 Signature Name (Print/Type) Patricia L. Prior Date August 7, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicants** Serial No.

: Phelps et al

Filed

: 10/625,885 : July 23, 2003

Title

: NON-TOXIC CORROSION-PROTECTION PIGMENTS BASED ON

RARE EARTH ELEMENTS

Docket

: UVD 0279 IA/UD 267

Examiner

: Patricia L. Hailey

Art Unit

: 1714

Confirm. No.: 3049

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the MAIL STOP AMENDMENT United States Postal Service as first class mail in an envelope addressed Commissioner for Patents to: Commissioner for Patents, P.O. Box 1450, Alexadria, VA 22313-1450 on August 7, 2006.

P.O. Box 1450

Alexandria, VA 22313-1450

Reg. No. 33,758

Sir:

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT <u>UNDER 37 CFR §§ 1.56, 1.97, AND 1.98</u>

Applicants submit herewith patents, publications, and other information of which they are aware, which they believes may be material, as defined in 37 CFR §1.56(b), to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR §1.56(a). While the information referred to in this Supplemental Information Disclosure Statement may be material pursuant to 37 CFR §1.56(b), the filing of this Supplemental Information Disclosure Statement is not intended to, pursuant to 37 CFR §1.97(h), constitute an admission that any patent, publication, or other information referred to is, or is considered to be, material to the patentability of this invention. No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103, and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish otherwise. Further, pursuant to 37 CFR §1.97(g), the filing of this Statement should not be construed as a statement that a search has been made or that no other material information exists.

The Office has waived the requirement pursuant to 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national

patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC § 371 after June 30, 2003. Therefore, no copies of each cited U.S. patent and each cited U.S. patent application publication are enclosed, but the cited U.S. patents and the cited U.S. patent application publications are listed on PTO/SB/08A.

This Supplemental Information Disclosure Statement is filed after the period set forth in §1.97(b), but before the mailing date of a final action under §1.113 or a notice of allowance, whichever occurs first.

The Supplemental Information Disclosure Statement is accompanied by a check in the amount of \$180.00 in payment of the required fee set forth in 37 CFR §1.17(p).

Respectfully submitted, DINSMORE & SHOHL LLP

By Patricia & Prior

Patricia L. Prior

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PLP/AMM Encls.

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet

(Use as many sheets as necessary)

| Complete if Known      |                      |  |  |  |
|------------------------|----------------------|--|--|--|
| Application Number     | 10/625,885           |  |  |  |
| Filing Date            | July 23, 2003        |  |  |  |
| First Named Inventor   | Andrew W. Phelps     |  |  |  |
| Art Unit               | 1755                 |  |  |  |
| Examiner Name          | Patricia L. Hailey   |  |  |  |
| Attorney Docket Number | LIVD 0279 IA/LID 267 |  |  |  |

|                    |  |  | U. S. PATEN                    | T DOCUMENTS  |   |
|--------------------|--|--|--------------------------------|--|---|
| Examiner Initials* | Cite<br>No.1                                     | Document Number                          | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|                    | <del>                                     </del> | Number-Kind Code <sup>2 (if known)</sup> | 09 22 1079                     | Ernstausen et al                                   | · · · · · · · · · · · · · · · · · · ·   |
|                    | ļ  | US-4,109,176                             | 08-22-1978                     | 1  |   |
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|                    |  | US-                                      |                                |  |   |
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|                    |  | US-                                      |                                |  |   |
|                    |  | US-                                      |                                |  |   |

| FOREIGN PATENT DOCUMENTS |              |  |                             |  |   |                |
|--------------------------|--------------|--|-----------------------------|--|---|----------------|
| Examiner<br>Initials*    | Cite<br>No.1 | Foreign Patent Document  Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known) | Publication Date MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>Or Relevant Figures Appear | Τ <sup>6</sup> |
|                          |              |  |                             |  |   |                |
|                          |              | WO 95/31093  | 11-23-1995                  | Johnes   |   |                |
|                          |              |  |                             |  |   |                |
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|                          |              |  |                             |  |   |                |

| Examiner  | Date       |  |
|-----------|------------|--|
| Signature | Considered |  |
|           |            |  |

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>8</sup>Applicant is to place a check mark here if English language Translation is attached.

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